CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	☐ Force	☐ Discourt.	U.S.
Conor O'Shea		Squad #5	201905944	✓ Abuse	O.L.	☐ Injury
Incident Date(s)		Location of Incident:		Precinct:	18 Mo. SOL	EO SOL
Sunday, 07/07/2019 4:22 AM		§ 87(2)(b)		78	1/7/2021	8/24/2021
Date/Time CV Reported		CV Reported At:	How CV Reported:	Date/Ti	me Received at CC	RB
Sun, 07/07/2019 8:43 PM		CCRB	On-line website	Sun, 07/	/07/2019 8:43 PM	
Complainant/Victim	Type	Home Addre	ess			
Witness(es) Home Address						
Subject Officer(s)	Shield	TaxID	Command			
1. POM Hassan Paris	10125	930907	078 PCT			
2. POM Jonathan Ruiz	08409	963729	078 PCT			
Officer(s)	Allegation	on		In	vestigator Recor	nmendation
A.POM Hassan Paris	Abuse: Police Officer Hassan Paris damaged § 87(2)(b) s property.					
B.POM Hassan Paris	Abuse: Police Officer Hassan Paris threatened to arrest \$87(2)(b)					
C.POM Hassan Paris	Abuse: Police Officer Hassan Paris threatened to issue a summons to \$87(2)(b)					
D.POM Hassan Paris	Abuse: Police Officer Hassan Paris failed to provide with a business card.					
E.POM Jonathan Ruiz	Abuse: P	Abuse: Police Officer Jonathan Ruiz failed to provide with a business card.				

Case Summary

On July 7, 2019, § 87(2)(b) filed this complaint online with the CCRB. On July 7, 2019, at approximately 4:22 a.m., Police Officer Hassan Paris and Police Officer Jonathan Ruiz—both from the 78th Precinct—responded to a radio run for a family dispute and her mother, § 87(2)(b) at their shared residence, located at § owns the residence. Using a hammer and tacks or nails, PO § 87(2) in Brooklyn. § 87(2)(b) Paris installed a mesh screen over the doorframe atop the stairwell down to the cellar, which did s property in the process (Allegation A: Abuse of not have a door, damaging § 87(2)(b)). § 87(2)(b) and PO Paris argued about the mesh screen and whether Authority, § 87(2)(g) she needed to have a door in that doorway. PO Paris allegedly threatened to arrest \$87(2)(b) (Allegation B: Abuse of Authority, \$37(2)(9)). PO Paris allegedly threatened to issue a summons (Allegation C: Abuse of Authority, §87(2)(9)). PO Paris and PO Ruiz departed the location without providing \$37(2)(b) their business cards (Allegations D and E: Abuse of Authority, § 87(2)(9)

The investigation obtained two cell phone videos from \$\frac{87(2)(5)}{2}\$ the first of which captures the majority of the incident (**Board Review 01**, summarized at **Board Review 02**) and the second of which depicts the mesh screen hanging over the doorway (**Board Review 03**, also summarized at **Board Review 02**). The investigation also obtained two BWC videos from PO Ruiz, which capture the majority of the incident (**Board Review 04** and **05**, both summarized at **Board Review 06**). All references to video evidence below refer to the time stamp in the video player, not the on-screen clock embedded in the video itself.

On July 10, 2019, this case was reassigned from Inv. Concha-Toro to Inv. O'Shea. On July 16, 2019, this case was sent to mediation. On August 26, 2019, this case was returned to investigation as it was no longer suitable for mediation.

Findings and Recommendations

Allegation A—Abuse of Authority: Police Officer Hassan Paris damaged [8]37(2)(5)

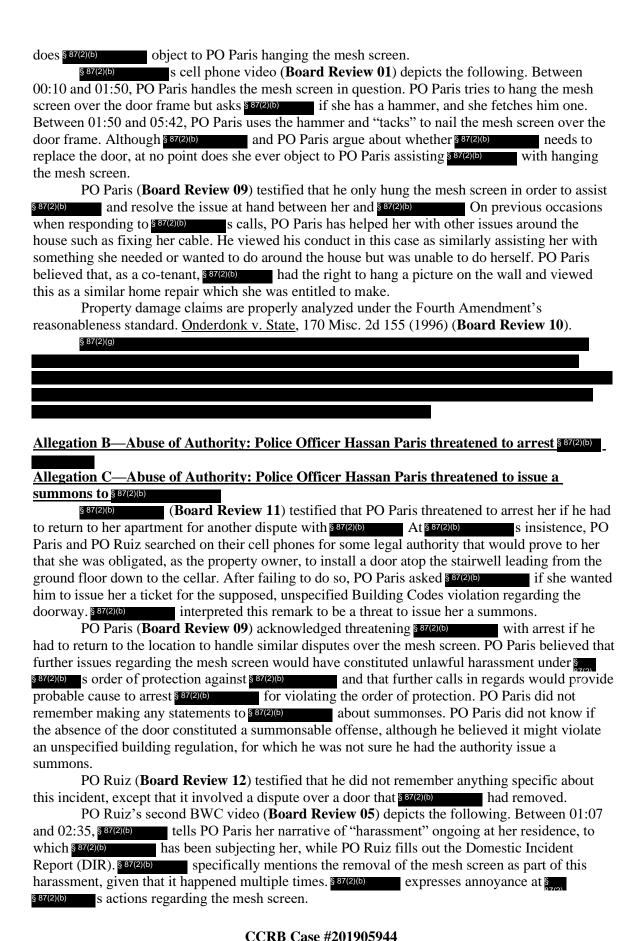
The following facts are undisputed. § 87(2)(b) and § 87(2)(b) resided at in Brooklyn and shared a multi-level unit that covers the ground and first floors, which are connected by an interior stairwell. Officers from the 78th Precinct, including PO Paris, frequently responded to family disputes between \$87(2)(b) and \$87(2)(b) regarding small issues such as items being moved around the apartment. § 87(2)(b) and § 87(2)(b) had orders of protection against one another (Board Review 07, 08). Ser(2)(5) primarily slept and remained on the ground floor while § 87(2)(b) primarily resided upstairs on the first floor. The ground floor had a doorway for another stairwell leading down to the cellar. Prior to the incident, removed the broken door from that doorway and did not replace it. §87(2)(b) installed a hanging mesh screen in the doorframe. On the day before the incident, \$87(2)(b) her property manager removed the mesh screen. § 87(2)(b) subsequently called 911 to report that had harassed her by removing the screen, thereby violating the order of protection.

requested that PO Paris assist her with reinstalling the mesh screen over the door, and she gave him tacks or nails to do so. Using a hammer, PO Paris hung the mesh screen over the doorway, at least slightly damaging the door frame in the process with each tack or nail that he hammered into the wood.

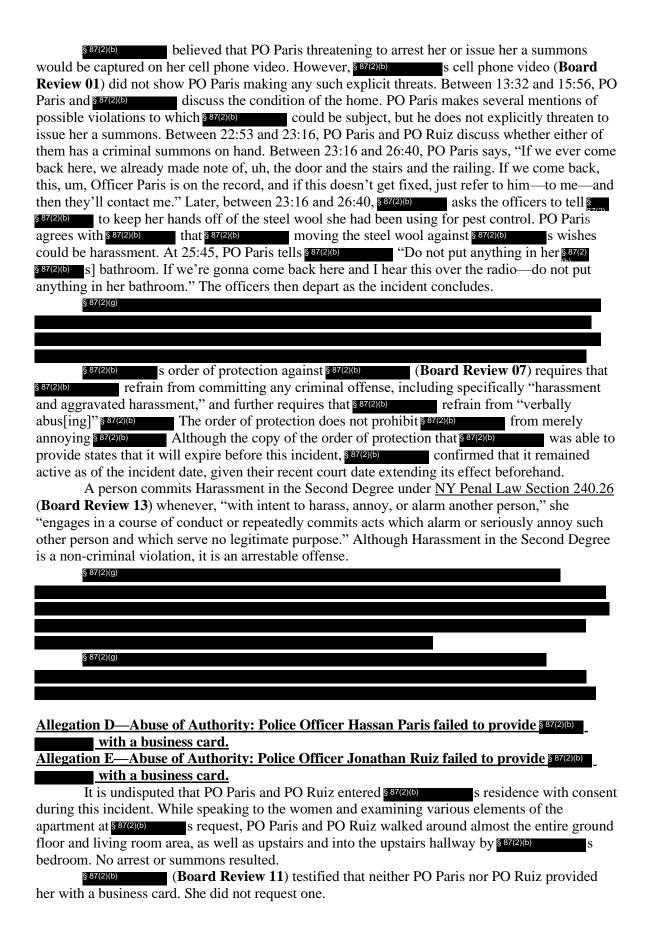
PO Paris and PO Ruiz responded to \$87(2)(b) s report of harassment.

PO Ruiz's second BWC video (**Board Review 05**) depicts the events preceding PO Paris hanging the mesh screen. Between 02:33 and 09:05, which is when \$87(2)(b) asks PO Paris to put the mesh screen up for her, PO Paris and \$87(2)(b) argue back and forth about whether needs to have a door in the doorway to the cellar. From that point forward, PO Ruiz's BWC overlaps entirely with \$87(2)(b) as cell phone video. At no point in this video

property.



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incident date. Whe responsive, instead one and had given not remember if he PO Ruiz (I did not remember \$\frac{87(2)(5)}{2}\$ (Board Review 04)	In asked if he provided I stating that he had se her business cards on e gave her a card durin Board Review 12) rer whether he or PO Pari s cell phone video	with one, PO Paris was in numerous times for inciprior occasions. Ultimately, PO Paris clar g this specific incident. nembered only the general contours of this sprovided structures with a business to (Board Review 01) and PO Ruiz's two ehensive record of the incident. At no point and to structure with a before departing the	nitially non- idents like this rified that he did s incident. He card. BWC videos nt does PO Paris
in a "law enforcer subject of the search	nent activity," includin	74 (Board Review 14) requires that office g a "home search," must provide a busine ptions not present in this case. There is no me civilians.	ess card to the
5 · (7/3)			
This is the first and complainant or a v	d only CCRB complain	nd Officer CCRB Histories nt in which \$87(2)(b) has been name	d as a
		or 17 years and has been named a subject ations, none of which was substantiated.	
PO Ruiz has been which he has been		or two years. This is the first and only CC	RB complaint ir
As of February 11; from §87(2)(b) According to the C	this case was sent to n was no longer suitable , 2020, the NYC Offic regarding this incide	e of the Comptroller has no record of any ent (Board Review 16). histration (OCA), \$87(2)(b) has no his	Notice of Claim
Squad No.: #05	5		
Investigator:		Investigator Conor O'Shea	
	Signature	Print Title & Name	Date
Squad Leader:		Inv. Manager Daniel Giansante	
	Signature	Print Title & Name	Date
Reviewer:	Signature	Print Title & Name	Date